

1 JOHN T. BURNITE (State Bar No. 162223)  
Email: John.Burnite@WilsonElser.com  
2 FRANCIS TORRENCE (State Bar No. 154653)  
Email: Francis.Torrence@WilsonElser.com  
3 WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP  
4 525 Market Street, 17<sup>th</sup> Floor  
San Francisco, California 94105  
5 Telephone: (415) 433-0990  
6 Facsimile: (415) 434-1370

7 Attorneys for Defendant  
AMCO INSURANCE COMPANY

8  
9 **IN THE UNITED STATES DISTRICT COURT**  
10 **NORTHERN DISTRICT OF CALIFORNIA**  
11

12 THOMAS B. STUCKER and KATHRYN R.  
13 STUCKER,

14 Plaintiffs,

15 v.

16 AMCO INSURANCE COMPANY, an IOWA  
Corporation,

17 Defendant.

Case No. CV 12 4479 CRB

**STIPULATION FOR DISMISSAL WITH  
PREJUDICE AND [PROPOSED] ORDER  
THEREON**

1 It is hereby stipulated by and between the parties to this action, plaintiffs Thomas B.  
 2 Stucker and Kathryn R. Stucker and defendant AMCO Insurance Company through their  
 3 attorneys of record David M. King of Carr, McClellan, Ingersoll, Thompson & Horn on behalf of  
 4 plaintiffs Thomas B. Stucker and Kathryn R. Stucker and John T. Burnite of Wilson, Elser,  
 5 Moskowitz, Edelman & Dicker LLP, on behalf of defendant AMCO Insurance Company, that  
 6 the above captioned action has settled, with the parties to bear their own respective fees and  
 7 costs, and the above captioned matter can be and hereby is dismissed with prejudice in its  
 8 entirety pursuant to FRCP 41(a)(1).

9 **IT IS SO STIPULATED.**

10 Dated: November 28, 2012

CARR, McCLELLAN, INGERSOLL  
 THOMPSON & HORN

13 By: 

14 DAVID M. KING  
 Attorneys for Plaintiffs  
 THOMAS B. STUCKER and KATHRYN  
 15 R. STUCKER

16 Dated: ~~November~~ December 12, 2012

17 WILSON, ELSE, MOSKOWITZ,  
 EDELMAN & DICKER LLP

18 By: 

19 JOHN T. BURNITE  
 Attorneys for Defendant  
 20 AMCO INSURANCE COMPANY

21 **ORDER**

22  
 23 Good caused appearing, the Court dismisses with prejudice the entire action, each party  
 24 to bear their own fees and costs.

25 IT IS SO ORDERED.

26 Dated: December 13, 2012

27 CHARLES R. BREYER  
 United States District Judge  
 28 

